

INITIAL CONFERENCE QUESTIONNAIRE

CASE NAME: Shepherd v. HMS Host Inc.

DOCKET NO.: 17-cv-3500

1. Date for completion of automatic disclosures required by Rule 26(a)(1) of the Federal Rules of Civil Procedure, if not yet made: October 20, 2017
2. If additional interrogatories beyond the 25 permitted under Rule 33(a) of the Federal Rules of Civil Procedure are needed, the maximum number by:
plaintiff(s) 0 and defendant(s) 0
3. Maximum number of requests for admission by: plaintiff(s) 10 and defendant(s) 10
4. Number of depositions by plaintiff(s) of: parties 4 non-parties 1
5. Number of depositions by defendant(s) of: parties 1 non-parties 4
6. Time limits for depositions: Seven hours, unless otherwise agreed to by the parties or ordered by the Court.
7. Date for completion of factual discovery: April 20, 2018
8. Number of expert witnesses of plaintiff(s): 0 medical 0 non-medical

Date for expert report(s): May 14, 2018

9. Number of expert witnesses of defendant(s): 1 medical 1 non-medical
Defendants reserve the right to call at least one medical expert and one damages expert.
Date for expert report(s): June 7, 2018
10. Date for completion of expert discovery: June 14, 2018
11. Time for amendment of the pleadings by plaintiff(s) October 20, 2017
or by defendant(s) October 20, 2017
12. Number of proposed additional parties to be joined by plaintiff(s) 0 and by defendant(s) 0 and time for completion of joinder: October 20, 2017
13. Types of contemplated dispositive motions: plaintiff(s): Summary Judgment
defendant(s): Summary Judgment
14. Dates for filing contemplated dispositive motions: plaintiff(s): June 29, 2018
defendant(s): June 29, 2018
15. Have counsel reached any agreements regarding electronic discovery? If so, please describe at the initial conference. No, because this is not an e-discovery case.

16. Will the parties *consent to trial before a magistrate judge pursuant to 28 U.S.C. §636? (Answer no if any party declines to consent without indicating which party has declined.)

Yes No x

17. This case should be ordered to arbitration at the close of discovery No _____ (yes/no)

18. This case should be ordered to mediation (now or at a later date) Yes _____ (yes/no)
(Prior to the Initial Conference, counsel shall discuss with their clients and their adversaries whether arbitration or mediation is appropriate in this case and be prepared to explain their reasons to the court)

The parties reserve the right to request Court-annexed mediation, private mediation, or a settlement conference before a Magistrate Judge at a later date.

* The fillable consent form AO 85 may be found at
https://www.nyed.uscourts.gov/forms/all-forms/general_forms and may be filed electronically upon completion prior to the initial conference, or brought to the initial conference and presented to the Court for processing.